

**Jury demand date:**

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS	
Helmerich & Payne, Inc., et al.,  vs  Sunray DX Oil Company, and J. H. Douma, J. K. Ellis, R. E. Foss, D. L. Frawley, R. Paul Henry, R. W. McDowell, R. B. Parriott, L. G. Rogers, Truman B. Rucker, Glenn J. Smith, Paul E. Taliaferro, W. C. Whaley and C. H. Wright,		For plaintiff:  Hudson, Wheaton & Brett, 810 Franklin Building, Tulsa, Oklahoma, 74103  	

1968 DATE	PROCEEDINGS	Date Order or Judgment Noted
4-16-68	Complaint, filed. Summons Issued.	
4-16-68	Notice of Hearing on application for restraining order, filed. e	
4-17-68	Order setting application for temporary restraining order for hearing on Friday, Apr. 19, 1968 at 2:00 P. M. filed. (AEB-J) e	
4-17-68	Motion of plaintiffs for leave to take depositions within 20 days after commencement of action, filed. w	
4-17-68	Order granting plaintiffs leave to take depositions of K. C. Vaughn and John C. Frazier, filed. (AEB-J) w	
4-18-68	Notice of taking depositions upon oral examination, filed. w	
4-18-68	Return on summons filed. Served Sunray DX Oil Company by serving Paul Greve, Paul E. Taliaferro, J. H. Douma, R. E. Foss, R. Paul Henry and L. G. Rogers, Glenn J. Smith, Truman B. Rucker, C. H. Wright, R. W. McDowell and served W. C. Whaley by serving Truman Rucker, all at Tulsa, Oklahoma, on 4-17-68. ds	
4-20-68	Undertaking for temporary restraining order, filed. The American Ins. Company of New Jersey, surety, in the sum of \$100,000.00. ds (Filed 1:24 P.M.)	
4-22-68	Reporter's Transcript of proceedings had on 4-19-20, 1968 filed. Hearing on application for temporary restraining order. Larry E. Marks, Reporter. (AEB-J) ds	
4-19-68	Hearing held on plaintiffs' application for temporary restraining order. Plaintiffs' oral motion to dismiss as to defendants D.L. Fraley, J.K. Ellis and R.B. Parriott sustained for the reason that these defendants were not served. After introduction of plaintiffs' exhibits, plaintiffs' rest. Defendants rest after introduction of exhibits. Court recessed until 4-20-68. (AEB-J)h (Exhibits filed)	
4-20-68	Continued hearing on TRO. Court grants modified TRO as per order to be filed. Preliminary Injunction hearing set for 4-30-68 at 9:00 A.M. Court sets bond for plaintiff in amount of \$100,000.00. Committee to witness proxie vote appointed and committee to assist in carrying out order of court appointed. Court adjourns. (AEB-J)h	
4-21-68	Special hearing held to modify order for TRO. Court orders that order of 4-20-68 is hereby modified as per modified order filed in open court. (AEB-J)h	
4-23-68	Return on summons, filed. Returned unserved/on J. K. Ellis. (Fees: \$1.00) w	
4-23-68	Return on summons, filed. Returned unserved 4-18-68 on D. L. Frawley. (Fees: \$3.12) w	
4-23-68	Return on summons, filed. Served R. B. Parriott on 4-18-68 by serving Freida E. Widick, his personal secretary, and Martha W. Parriott, his wife. (FEES:\$5.80)w	
4-23-68	Motion of plaintiffs to vacate Notice to take depositions, filed. e	
4-23-68	Hearing held on plaintiffs' request to extend the time of Preliminary Injunction; request granted and Preliminary Injunction is extended from April 30, 1968 to May 2, 1968 at 10:00 A.M. (Court waives 5 days notice as per motion and order filed in open court. (AEB-J)h	
4-24-68	Plaintiffs' motion for production, inspection and copying of documents, filed. w	
4-22-68	Motion of defendants under Rule 14 of the Rules of this court filed.h	
4-22-68	Order under Rule 14 shortening notice period for deposition filed. (AEB-J)h	
4-25-68	Hearing held. Plaintiffs' motion for production for documents sustained with modifications, by agreement of parties, and defendants will furnish, sought documents or summary of findings, Monday, 4-29-68 at 10:00 A.M., and a report to be made. Any protective order will be issued at that time if necessary. Defendants' request for production of all documents used in deposition of Mr. Keeling, sustained by agreement. Parties granted leave to submit proposed proxy letters to shareholders. (AEB-J)h	

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-26-68	Motion of plaintiffs for leave to take depositions within 20 days after commencement of action and waiver of 5 day notice rule filed. h	
4-26-68	Order granting plaintiffs leave to take depositions filed (AEB-J)h	
4-26-68	Notice to take depositions upon oral examination of K.C. Vaughn filed by plaintiff. h	
4-29-68	Hearing held on plaintiffs motion for production of documents and for protective order. Court directs plaintiffs to file order extending the date for preliminary injunction from 4-30-68 to 5-2-68 in lieu of minute order. Parties exchange names of witnesses to be used at preliminary injunction hearing and make known other witnesses and file any stipulations by 5pm 5-1-68. Defendants brief filed in open court. Plaintiffs' motion for production of documents sustained and protective order filed in open court. Plaintiffs granted until 5-1-68 to file reply brief. (AEB-J)h	
4-29-68	Order filed, continuing restraining order in effect and passing hearing on temporary injunction to Thursday, May 2, 1968 at 10:00 A. M. (Allen E. Barrow - Judge) Copy mailed to Paul Greve. b	
4-30-68	Return on subpoena to produce document or things filed. Served Lee Keeling on 4-30-68. Served Kenneth Renberg on 4-30-68. Served Lee Keeling on 4-30-68. ds	
4-30-68	List of witnesses for defendants, filed. w	
4-30-68	Hearing held. Court orders that all produced documents and papers will be kept in the custody of the Court and used for this case only, as per protective order to be prepared for approval and filing. Attorneys directed to prepare proper protective order. (AEB-J)h (Steve Allen-CSR)h	
5-1-68	Copy of letter from defendant stating that K. C. Vaughn will be used as a witness, filed. w	
5-1-68	List of witnesses for plaintiffs, filed. w	
4-30-68	Hearing held on protective order sought by plaintiffs. Parties present proposed Protective Orders, and proper order read into the record and defendants to prepare written order for approval and filing on this date. (Allen E. Barrow-Judge)h	
5-1-68	Protective order filed. It is ordered that produced documents shall be used by defendants for purposes of this case only, and shall not be disclosed by defendants to any 3 rd party., and defendants shall make only single copy of same, and on or prior to the commencement of hearing on pre. inj. defendants shall deposit with Clerk said documents and shall have the right to remove such documents from Clerk's office during the period of the prel. inj. hearing. Upon termination of hearing, defendants shall deposit such documents with Clerk where they shall be impounded for 3 years, during which time such documents shall be available for inspection by the plaintiff for any purpose and further any other disposition of such documents shall be subject to the further order of court on at least 10 days written notice to the defs. named herein. (AEB-J)h	
5-2-68	Deposition of the witness, Mr. Crum on behalf of the defendants, taken before Larry E. Marks at Los Angeles California on 4-30-68. h	
5-2-68	Depositions of John C. Priest and Andrew J. Musacchio taken on behalf of the defendants, before Loyd J. Christesson, in Tulsa, Oklahoma on 4-30-68 on 4-30-68. h	
5-2-68	Deposition of Mr. K.C. Vaughan on behalf of the defendants, taken before Larry E. Marks at Los Angeles, California on 4-30-68. h	
5-2-68	Return on deposition subpoena to testify or produce documents, filed. Unserved as to Lee A. Keeling. Endeavored on 4-27-68 and endeavored on 4-28-68. (\$3.36). ds	

(Continued on Page No. 4, Sheet No. 2)

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-3-68	Reporter's transcript of proceedings had on May 3, 1968(in camera) hearing on Preliminary Injunction before the Honorable Allen E. Barrow, Judge by Larry Marks CSR. (in vault)h (with copy)	
5-2-68	Reporter's transcript of proceedings had on May 2, 1968 (in camera) hearing on preliminary injunction filed.(with copy) (in vault)h	
5-9-68	Hearing on preliminary injunction held May 2,3,6,7,8 and 9, 1968. Plaintiffs Helen Musacchio, the McNultys and George Cohen dismissed as plaintiffs without prejudice. Defendant's request request that all individual defendants be dismissed by the court taken under advisement. Certain portions of testimony held in camera, court orders that that part of transcripts be sealed and filed with the clerk. Corrected brief of defendants filed in open court. Defendants' oral motion for denial of irreparable harm to plaintiff overruled; Defendants' oral motion to deny application for Preliminary Injunction and for dismissal each overruled. Defendants' oral motion to strike testimony of Anthony Morris overruled. Defendants' oral motionthat case be dismissed as to all individual defendants taken under advisement. Defendants' oral motion to dismiss action against plaintiffs John C Priest, James Crum and Andrew Muchaccio overruled.h Plaintiffs' oral motion for order extending time limit of restraining order granted either until end of hearing or until 5-10-68. Defendants' request for extension of time to answer plaintiffs' complaint granted and defendants granted 5 additional days so to do. Stipulation as to letter from SEC filed in open court. Defendants move for admission of all defendants evidence and motion is sustained and all exhibits admitted into evidence with exception of Defendants EX # 10,13,and 46. By agreement of parties court grants leave to amend protective order. It is ordered by the court that inasmuch as the defendants Sunray DX omitted material information in the proxy letters, preliminary injunction is granted. Defendants instructed to prepare proper order and FFCof L. Court directs parties re-examine exhibits and state objections. Defendants' motion to dismiss as to individual defendants will be kept under advisement and be ruled on at formal hearing. Court orders that all communication on part of parties to shareholders will be with court approval. Final hearing for Permanent Injunction is set for Tuesday 5-21-68 at 10:00 A.M. and bond of plaintiff set in the amount of \$100,000.00 or cash to be posted this date. (Allen E Barrow-Judge) (Clerks note: \$100,000.00 deposited in registry of the court)h	
5-9-68	Hearing held. Plaintiffs object to defendants exhibits 11,12,14,17,18 and 20. Amendment to Protective order and Preliminary Injunction filed in open court.(Allen E. Barrow-Judge)h	
5-10-68	Reporter's transcript of proceedings on May 6, 1968, Hearing on Preliminary Injunction, filed. g (Larry Marks, Reporter)	
5-10-68	Reporter's transcript of proceedings on May 7, 1968, Hearing on Preliminary Injunction, filed. g (Larry Marks, Reporter)	
5-10-68	Reporter's transcript of proceedings on May 8, 1968, Hearing on Preliminary Injunction, filed. g (Larry Marks, Reporter)	
5-10-68	Reporter's transcript of proceedings on May 9, 1968, Hearing on Preliminary Injunction, filed. g (Larry Marks, Reporter)	
5-10-68	Transcript of proceedings on April 29, 1968, filed. (Larry Marks, Rptr.)	
5-10-68	Transcript of proceedings on April 30, 1968, filed. (Steve Allen, Rptr.)	
5-9-68	Preliminary Injunction filed and entered. h (council notified) Cards-Hudson &	Rucker
5-10-68✓	Answer filed by Sunray DX Oil Co., et al. h	
5-10-68	Notice of appeal filed. (copies to Hudson, etc.)h	
5-10-68	Bond on Appeal, amount \$250.00, American Casualty Company of Reading, Pennsylvania, surety, filed. e	

(Continued on Page No. 5, Sheet No. 3)

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-14-68	Reporter's transcript of proceedings on April 25, 1968, hearing on plaintiff's motion to produce documents, filed. g	
5-15-68	Reporter's transcript of proceedings on April 21, 1968, continuation of hearing on application for temporary restraining order, filed. g	
5-15-68	Reporter's transcript of proceedings on April 23, 1968, hearing on request to extend preliminary injunction, filed. g	
5-15-68	Plaintiffs' proposed Findings of Fact and Conclusions of Law, filed. n	
5-16-68	Defendants' application for continuance, filed. ds	
5-16-68	Order granting defendants' application for continuance and plaintiffs' application for stay of all discovery pending appeal, filed. ds	
5-15-68 A	Hearing held on application of Sunray for stay of final hearing. Application read into the record. Court orders that all discovery is stayed until after June 5, 1968. Defendants to prepare formal application and order for approval and filing and application taken under advisement. (AEB-J)	
5-17-68	Order to deposit bond money in certificates of deposit, filed. (AEB-J) e	
5-18-68	Findings of fact and conclusions of law, filed. (AEB-J) ds	
5-18-68	Order, that plaintiffs' exhibits numbered 12 thru 15 may be copied by defendants, filed. (AEB-J) ds	
5-20-68	Statement of Clerk that appeal record contains 1485 pages and exhibits, filed. g	
5-20-68	Statement of Counsel for appellant that appeal record is complete, filed. g	
5-23-68	Motion for order approving Interim report of plaintiff, Helmerich & Payne, Inc., filed. h	
5-23-68	Hearing held on plaintiff's application for authority to continue discovery and take testimony and Plaintiff's motion for order approving interim report. Court directs defendants to file response to motions. Court grants plaintiff leave to amend application for discovery. Court orders that plaintiff's application for authority to continue discovery and take testimony granted, and defendants directed to have Richard A. Echard available on 5-27-68 at 9:00 A.M. Grand Jury Rm., Fed. Bldg. Tulsa, Oklahoma. All discovery to be covered by the Protective order heretofore issued. / Plaintiffs motion for order approving interim report <del>granted</del> Plaintiffs to prepare proper order to be filed. (AEB-J)h	
5-23-68	Application for authority to continue discovery and take testimony filed. h	
5-23-68	Order granting application for authority to conduct discovery and take testimony, filed. (Allen E. Barrow-Judge)h	
5-23-68	Response to motion for order approving interim report of plaintiff, Helmerich and Payne, Inc., filed. h	
5-27-68	Court Reporter's transcript of proceedings on May 15, 1968, hearing on defendants' motion to stay proceedings, filed. (Orig. + 1 copy)g	
5-27-68	Court Reporter's transcript of proceedings on May 23, 1968, hearing on motions, filed. (Orig. + 1 copy) Larry Marks, Rptr.g	
5-28-68	Deposition of Richard A. Eckhart taken on 5-27-68 by plaintiff before Larry E. Marks, NP. (Confidential Record) Fee pd by Pltf. \$105.00. e	
5-23-68	Response to plaintiffs' application for authority to conduct discovery and to take testimony, filed. g	
6-12-68	Application for Authority to Conduct Discovery & Take Testimony With (Exhibit "A") Affidavit in Support of Motion to Reopen Hearing for Additional Discovery. Filed js	
6-13-68	Hearing held on plaintiffs' application for authority to conduct discovery and take testimony. Response to plaintiffs' application for authority to conduct discovery and to take testimony filed by defendant in open court. Plaintiffs' request that witnesses Myron Elliot and Richard Echard appear June 14, 1968 with certain documents in presence of the court for deposition taking granted, and is set at 10:00 A.M. 6-14-68. Plaintiff to prepare proper order. (AEB-J)h	

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-13-68	Notice to take depositions upon oral examination filed. h	
6-13-68	Hearing on application for authority to conduct discovery and take testimony filed.(transcript)(Larry Marks CSR)h	
6-14-68	Hearing held on taking of depositions of Myron Elliot and Richard A. Echart. Plaintiffs' order granting application for authority to conduct discovery and take testimony filed in open Court. Certain plaintiffs' exhibits (1 thru 28) admitted into evidence over objection of defendant. Parties agree and stipulate into the record, with the Stipulation to be filed in the case. (AEB-J)h	
6-18-68	Mandate from USCA, Tenth Circuit, reversing Judgment of 5-9-1968, and remanding cause for such further proceedings, if any, as may be appropriate, filed and spread of record. g	
7-26-68	Case to be set for permanent injunction hearing on Tuesday, Sept.3,1968 at 10:00 A.M., court directs that all discovery if any shall be completed by August 26, 1968. (Allen E Barrow-Judge)h	
8-26-68	Cased called for hearing on dismissal. Filed in open court: Stipulation for dismissal signed by defendants. Disclaimer signed by all plaintiffs but Helmerich, etc. Order that pursuant to stipulation action dismissed with prejudice at cost of plaintiffs. (filed and entered. ) Satisfaction of judgment signed by defendants. Satisfaction of Liability on injunction bond signed by defendants. Court orders that hearing for permanent injunction stricken from docket of September 3, 1968. (Allen E. Barrow-Judge)h	
9-19-68	Order, filed, for court clerk to refund cash bond to Helmerich & Payne, Inc. (LB-J) js	
9-27-68	Original and clerk's file copy of reporter's transcript of proceedings of 6-14-68, filed. (Larry E. Marks-CSR)w	
9-27-68	Original and clerk's file copy of reporter's transcript of proceedings of 8-26-68, filed. (Larry E. Marks-CSR)w	